

PATENT

ATTORNEY DOCKET NO: CXU-316-CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re. Application:	Massia, et al.)	Art Unit:	1615
)		
Serial No:	10/809,112)	Examiner:	Unknown
)		
Filed:	March 25, 2004)	Customer No:	22827
)		
Confirmation No:	8922)	Deposit Acct. No:	04-1403
)		
Title:	Polysaccharide-Based Polymerizable)		
	Hydrogels)		

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



REPLY

Dear Sir:

In response to the Notice Under 37 CFR 1.251 for the above-captioned application dated April 7, 2005, please find enclosed a copy of all documents filed with the Patent and Trademark office on March 25, 2004, including a copy of the Information Disclosure Statement filed March 25, 2004. Copies of the non-patent literature listed on this Information Disclosure Statement were not included with this submission, as a copy of each of these items was previously cited in application having serial number 10/095,722, filed March 12, 2002; relied on under 35 U.S.C. § 120, per Rule 98(d).


In the Notice, a request was made for copies of an Information Disclosure Statement and NPL documents dated May 24, 2004, but the Applicant and their

representative do not possess any record of any other correspondence between the Office and the Applicant for the above-captioned application other than that enclosed herein.

Any fees not included in this correspondence that are necessary may be charged to Deposit Account No. 04-1403.

Respectfully submitted,

DORITY & MANNING, P.A.


Christina L. Mangelsen, Patent Agent
Registration No. 50,244

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Greenville, SC 29602-1449
Phone: (864) 271-1592
Facsimile: (864) 233-7342

Date: 4/26/05



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

NOTICE UNDER 37 CFR 1.251 - Pending Application

☐ The file on the cover sheet cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the identified application that is not among applicant's records.

☒ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Information Disclosure Statement and NPL Documents dated 05/24/04.



Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

If applicant does not possess any record of the correspondence between the Office and the applicant for the application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☐ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

U.S. Patent and Trademark Office
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P.O. Box 1450
Alexandria, Virginia 22313-1450

Direct questions concerning this notice to:

Image Assistance Center/ Customer Service

1-(888)-786-0101

PTO Doc Code: R251.NTC (Rev. 03/05)

In re Application of: MASSIA, STEPHEN et al
Application No.: 10809112
Filing Date: 03/25/04
Title: POLYSACCHARIDE-BASED POLYMERIZABLE HYDROGELS

Direct to: U.S. Patent and Trademark Office
Mail Stop: Duplicates
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**NOTICE UNDER 37 CFR 1.251 – Pending Application****Statement (check the appropriate box):**

☒ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

April 26, 2005

Date


Signature

Christina L. Mangelsen, Patent Agent

Typed or printed name

A Copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/809,112	03/25/2004	1615	385	CXU-316-CON	1	13	3

22827
DORITY & MANNING, P.A.
POST OFFICE BOX 1449
GREENVILLE, SC 29602-1449



CONFIRMATION NO. 8922

FILING RECEIPT



OC000000012961998

Date Mailed: 06/16/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Stephen Massia, Mesa, AZ;
Julie Trudel, Sunnyvale, CA;
Julie-Anne M. Burdick, Gilbert, AZ;

Domestic Priority data as claimed by applicant

This application is a CON of 10/095,722 03/12/2002
which claims benefit of 60/275,546 03/12/2001

Foreign Applications

If Required, Foreign Filing License Granted: 06/16/2004

Projected Publication Date: 09/23/2004

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

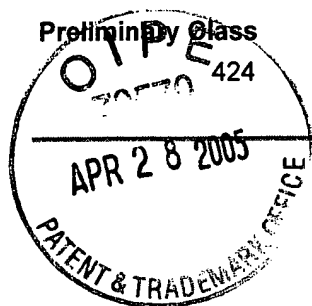
Title

Polysaccharide-based polymerizable hydrogels

RECEIVED

JUN 21 2004

DORITY AND MANNING



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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

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